

**Winchester / Clark County  
Farmer's Market, Inc.  
2006 Rules**

**2006 Season Rules**

Please read rules carefully before signing on last page.

Failure to observe these rules may result in suspension and / or probation.

**Rules of Operation / Product and Sales Regulations**

1. The 2006 market season will open Saturday, June 24 and run through Saturday, Oct. 28.  
Saturday only sales will begin 1st week in October.

Scheduled market hours:

- Tuesday 4:00 p.m. - 6:30 p.m.
- Thursday 4:00 p.m. - 6:30 p.m.
- Saturday 8:00 a.m. - 12:00 noon

These are the official hours of the Market, if a member wants to stay later, the member must continue to observe all market rules.

Vendors (vendors being those with approved marketing rights in the Winchester / Clark County Farmer's Market, Inc.) may not be at the market before 3:45 p.m. or 7:45 a.m. on sale days - 15 minutes should give each vendor ample time to set up. You cannot sell before 4:00 p.m. or 8:00 a.m. on sale days. There will be a \$25.00 fine each time a vendor is caught selling before opening time. Repeat offenders shall not be permitted to participate in the market for the remainder of the year.

2. Items sold will be limited to agricultural and horticultural products such as ornamental or vegetable plants, fresh fruits and vegetables, honey and other value added processed products. Meat, eggs, seafood and dairy products may be sold with appropriate federal, state, and or county permits.

Crafts, relating to Kentucky natural resources, will be allowed on a selective basis, subject to approval by the Board of Directors.

3. In order to provide a greater variety for customers, vendors may offer for sale a limited number of items they did not grow; following are the limitations:
  1. Only fruits and vegetables that are not currently available as grown by a market member (not produced by market member or not in season, etc.) may be shipped in. Outside produce should not be displacing locally grown produce. When produce is available from a market member, that produce from other sources will not be allowed.
  2. Items not grown by market member must be prominently labeled as to grower & or wholesale market and county / state of origin.
  3. At least 90% offered by market member for sale must be produced by market member as presented in application / farm plan for season as per application.

Vendors may be asked to remove produce or plants of substandard quality.

4. All vendors must display a certificate made available by the market, in a visible location, which identifies the year, name and address of the person or farm / business growing, or making, items sold at the market.

All prices must be clearly displayed

5. Vendors selling nonfood items must charge all applicable sales tax unless they have signs displayed stating "Sales Tax Included".

Market must be supplied with a copy of sales tax number form from vendor.

### **Space Designations and Assignment**

6. All vendors are required to setup in spaces designated by the Board of Directors.  
  
Each vendor is required to keep their products within the boundary of their spaces.
7. All spaces will be reserved and assigned.  
  
Spaces will be assigned at a specific market meeting for members where a drawing will be held assigning space number, if unable to attend the meeting, member's name and space number will be drawn and recorded. Separate drawing for Clark County producers 1st, then a drawing for neighbor producers spaces will be held.
8. If member is unable to attend any sale day, vendor should contact the Board of Directors the day prior to so space may be made available to other vendors that day.  

Tony Pesina, President	744-8755
Alex Cummings, Vice - president	901-9262
Shiela McCord, Sec./Treas.	744-4860
9. Winchester / Clark County Farmer's Market spaces will be made available to Clark County residents first, any overflow space(s) will be offered to surrounding counties: Fayette, Madison, Montgomery, Bourbon, Powell, & Estill; subject to approval of their application by the Board of Directors.
10. Vendors with reserved spaces may trade only once during season by contacting the Board of Directors. No compensation, financial or otherwise) can be used for trading spaces.
11. Vendors will be limited to one reserved space per individual member.

### **Structures**

12. Structures setup at the market (tents, canopies, etc.) must be removed at closing each day and the site cleared of any debris.  
Any equipment belonging to W/CCFM shall be returned immediately upon termination of membership or 2 (two) weeks after last market sale date for all members in good standing.
13. All structures must be placed on designated vendor spaces only, not in walkways, aisles, roadway or someone else's space.

### **Fee Schedule and Pricing**

14. Annual membership fee of \$50.00 entitles vendor a selling space.  
This fee is due by May 31, 2006.  
  
Surrounding counties applications are due by May 31, 2006 and subject of approval to join the market by the Board of Directors, dues are to be paid 10 days after being notified of approval.
15. A minimum price for product will be determined weekly as per Farmers Market page at: [www.kyagr.com](http://www.kyagr.com)  
  
Vendors are responsible for picking up their price sheet on Saturday, before setup, from designated person. Vendor not complying with minimum price rule will be asked to raise price to minimum level or asked to leave for the season.

**Insurance**

16. Market members are covered by personal liability Insurance only. Product liability Insurance is vendor's responsibility.

**Farm / Craft Inspection**

17. Board of Directors reserves the right to inspect any member's growing sites or craft workshop and / or records. Inspections shall be coordinated between the vendor and the board. The primary purpose of a farm / craft inspection will be to determine whether the member is in fact producing what he / she is selling at the market as per application / farm plan. All vendors will receive an initial visit by the Board of Directors or their representative.

During the market season, as part of the membership agreement, additional visits will be conducted during the market season as needed.

**Appearance and Conduct / Miscellaneous**

18. Vendors will be responsible for cleaning their area. Any and all complaints of a seller not cleaning their area shall be brought to the attention of the Board of Directors.
19. Vendors will be neat, suitably dressed, and deal with the public and fellow vendors in a courteous and appropriate manner.
20. All vendors will display their products neatly and attractively, with consideration for the other vendors and the general public.

Vendors are responsible for their own stalls, supply their own necessary trash containers, and will leave the site clean and in a condition suitable to the Board of Directors and property owner. This includes the removal of their trash containers and other waste and trimmings before leaving the market.

21. Vendors will not criticize other vendors.
22. Hawking and false advertising is forbidden.
23. There will be no bartering with customers.
24. There will be no political or religious campaigning.
25. Alcoholic beverages may not be sold, consumed or advertised at the market.
26. Bake sales and yard sales will be prohibited at the farmer's market site.

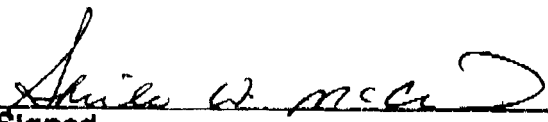
Members who are registered with the Kentucky Cabinet for Health Services are allowed to sell their value added products (baked goods). They must be a Certified Home Processor or Microprocessor and must have their certificate with them and **DISPLAYED** at all times during their operation at the market.

No market families / friends can combine to sell baked goods.

27. All members must comply with all local, state or federal laws, label or food safety and handling regulations.

28. Unsupervised children will not be allowed on the market lot.
29. Vendors are not allowed to have pets or other animals at the market.
30. Grievances for any market matter should be submitted in writing to the Board of Directors. The Board of Directors will act immediately if needed and will review the grievance to take appropriate action.  
  
Absolutely no conflicts are to be created between vendors or resolved at the market. Member can be asked to leave or be expelled by Board of Directors.
31. Any seller not in compliance with the regulations of the Winchester / Clark County Farmer's Market, Inc. will be issued the following by the Board of Directors:
  - First Offense - a written warning of noncompliance
  - Second Offense - member will be suspended from selling for the remainder of the year and will be on probation the following year.
32. Absolutely no refund of fees to vendors.
33. Market members agree to release and hold harmless the Winchester / Clark County Farmer's Market, Inc., and its (past and present) directors, officers, agents and employees from all claims related to or arising from such membership, as a condition of membership.
34. Board of Directors reserves the right to prohibit anyone from selling at the market.
35. A annual marketing meeting will be held each spring for vendors. The date and time will be announced by the Board of Directors.
36. Produce bags purchased with market funds are to be used only at the market.
37. Board of Director's decisions are final.
38. Board of Directors may modify these rules at any time at their discretion.

***I, as a member or applicant of the Winchester / Clark County Farmer's Market, Inc., have read, understand and agree to follow these rules and regulations.***

  
Signed

5-25-06  
Date

**Copy to each board member, vendor, and extension agent.**